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SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT: Code Enforcement Lien, Case # 99-76A-CEB and Case # 01-89-CEB,
Request for Reduction of Penalty – Timothy F. & Claudia G. Juergens, 102
Orienta Drive, Altamonte Springs

DEPARTMENT: Planning and Development DIVISION: Planning

AUTHORIZED BY: Dan Matthys CONTACT: April Boswell EXT. 7339

Agenda Date 11/15/05 Regular Consent Work Session Briefing Public Hearing – 1:30 Public Hearing – 7:00

MOTION/RECOMMENDATION:

- (A) Approve a reduction to the Code Enforcement Board liens which total \$62,500.00 to the estimated administrative costs of \$1,537.64 for processing Case # 99-76A-CEB and Case # 01-89-CEB, on the property located at 102 Orienta Drive, Altamonte Springs —Timothy F. and Claudia G. Juergens, owners; require these costs to be paid in three installments -- \$512.55 to be paid by December 15, 2005, \$512.55 to be paid by January 16, 2006, and the final payment of \$512.54 to be paid no later than January 31, 2006 -- or the liens will revert back to the original amounts (\$20,800.00 and \$41,700.00); and, upon payment in full, authorize the Chairman to execute the respective Satisfactions of Lien; or
- (B) Approve a reduction to the Code Enforcement Board liens which total \$62,500.00, on the property located at 102 Orienta Drive, Altamonte Springs —Timothy F. and Claudia G. Juergens, owners, Case # 99-76A-CEB and Case # 01-89-CEB, to an amount set by the Board of County Commissioners; require the reduced amount to be paid no later than January 31, 2006, or the liens will revert back to original amounts (\$20,800.00 and \$41,700.00); and, upon payment in full, authorize the Chairman to execute the respective Satisfactions of Lien; or
- (C) Approve a waiver of the Code Enforcement Board liens which total \$62,500.00 on the property located at 102 Orienta Drive, Altamonte Springs —Timothy F. and Claudia G. Juergens, owners, Case # 99-76A-CEB and Case # 01-89-CEB, and authorize the Chairman to execute the respective Satisfactions of Lien; or
- (D) Deny the request to waive or reduce the Code Enforcement Board liens, which total \$62,500.00 on the property, located at 102 Orienta Drive, Altamonte Springs –Timothy F. and Claudia G. Juergens, owners, Case # 99-76A-CEB and Case # 01-89-CEB.

Commissioner Van der Weide – District 3

April Boswell - Assistant Planning Manager

BACKGROUND:

This case (combined <u>Case # 99-76A-CEB</u> and <u>Case # 01-89-CEB</u>) was scheduled to be heard at the September 27, 2005 Board of County Commissioners meeting, requesting to authorize forwarding the case to the County Attorney's Office for foreclosure on personal property, as the lien remained outstanding and the property was in violation since 1999. This course of action was being requested as staff tried repeatedly to help the property owner achieve compliance to no avail. In research of the case history, which revealed Mr. Juergens may not have understood necessary steps for compliance, and in an attempt to help the property owner and

Reviewed by:
-
Co Atty:
DFS:
Other:
DCM: N
CM:
File No. <u>rpdp05</u>

avoid the County from having to seek personal property seizure to satisfy the outstanding lien, code enforcement staff contacted Mr. Juergens to try to help him come into compliance. The item was pulled from the agenda prior to the meeting because the property owner indicated desire to come into compliance and work out a payment plan. Staff met with the property owner, Mr. Juergens, and his attorney to discuss options for remedy, which included obtaining a building permit for an existing unpermitted fence and verifying that a commercial business is no longer operating at the subject residential property. The property owner remedied these issues and submitted a Request for Reduction of Penalty.

The timelines on the violations for these cases are below:

	Case # 99-76A-CE	B
DATE	ACTION	RESULT
August 6, 1999, September 3, 1999	Notices of Violation issued to the Respondents	Violation remains
October 5, 1999	Notice of Hearing mailed to Respondents via certified [and regular] mail; Notice of Hearing hand-delivered on November 22, 1999	Certified mail returned "UNCLAIMED" Regular mail not returned
December 2, 1999	Code Board Hearing	Order (1028/99) (superseded) Order (12/2/99) entered giving Respondents a compliance date of January 15, 2000 – if the violation is not corrected by that date, a fine of \$10.00 per day would be imposed for each day the violation continued (Respondents not present at hearing)
January 18, 2000	Reinspection for compliance	Violation remains – Affidavit of Non- Compliance (Revised) (7/08/02) filed by Code Officer
March 23, 2000	Code Board Hearing	Order (3/23/00) (superseded) Revised Order (3/23/00)—Lien imposed in the amount of \$680.00 for 68 days of non-compliance from January 16, 2000 to and including March 24, 2000, with the fine continuing to accrue at \$10.00 per day until compliance is obtained (Respondents not present at hearing)
September 26, 2005	Property in non-compliance for the period of January 16, 2000 through September 25, 2005	Lien accrued to \$20,800.00 (2,080 days at \$10.00 per day)
September 26, 2005	Reinspection for compliance	Violation corrected – Affidavit of Compliance filed by Code Officer
September 30, 2005	Request for Reduction of Penalty	Received from Timothy Juergens, Respondent, requesting that the liens imposed against the property be reduced; stating that Respondents did not fully understand what paperwork needed to be provided due to misunderstanding and communication issues, and also indicating that Respondents have been working with County to resolve the problems and have finally done so.

	Case # 01-89-CEE	
DATE	ACTION	RESULT
July 9, 2001	Notice of Violation issued to the Respondents	Violation remains
August 14, 2001	Notice of Hearing mailed to Respondents via certified [and regular] mail	Received and signed for by Claudia G. Juergens, Respondent
August 23, 2001	Code Board Haring	Order entered giving Respondents a compliance date of September 19, 2001 – if the violation is not corrected by that date, a fine of \$150.00 per day would be imposed for each day the violation continued (Respondents not present at hearing)
September 21, 2001	Reinspection for compliance	Violation remains – Affidavit of Non- Compliance filed by Code Officer
December 6, 2001	Code Board Hearing	Order (12/6/01) (superseded) Revised Order (12/12/03) (superseded) Revised Order (12/29/03) (superseded) Amended Order (1/22/04) (superseded) Corrected Amended Order (1/22/04) – Lien imposed in the amount of \$128,100.00 for 854 days of non- compliance from September 30, 2001 to and including January 22, 2004, with the fine continuing to accrue at \$250.00 per day until compliance is obtained
May 2, 2005	Order mailed to Respondents via certified [and regular] mail	(Respondents not present at hearing) Certified mail returned "UNCLAIMED" Regular mail not returned
September 26, 2005	Property in non-compliance for the period of September 20, 2001 through June 24, 2002	Lien accrued to \$41,700.00 (278 days at \$150.00 per day)
September 26, 2005	Reinspection for compliance	Violation corrected as of June 25, 2002 – Affidavit of Compliance filed by Code Officer
September 30, 2005	Request for Reduction of Penalty	Received from Timothy Juergens, Respondent, requesting that the liens imposed against the property be reduced; stating that Respondents did not fully understand what paperwork needed to be provided due to misunderstanding and communication issues, and also indicating that Respondents have been working with County to resolve the problems and have finally done so.

The Board considers the individual facts of each case when determining whether to reduce a lien. In addition, the Board adopted the following guidelines on February 9, 1999 to use when considering lien reductions:

- If an individual has acquired a property in which the lien was recorded and the individual bought the property with this knowledge, a waiver or reduction in lien should not be granted. In such cases, the lien should have been considered in reaching a purchase price.
- 2. If a lien is not considered when a title insurance policy is issued, a reduction of the lien to provide relief to a title insurer should not be granted. To do so would place the County in the position indemnifying an insurance company against its losses, which are reflected in premium charges.
- 3. If a lien has previously been reduced, and another request is received for a lien reduction, whether from the original property owner or a new owner, a reduction or waiver should not be granted. If the BCC grants relief to a violator, its action should be final and conclusive.
- 4. When considering a request and in developing a recommendation to the BCC, staff should evaluate the amount of the lien compared to the value of the property and the actions the violator did or did not take in attempting to resolve the code violation. Per Property Appraiser information, the assessed value of the property is \$81,263.00. The liens total \$62,500.00.
- 5. When liens are satisfied as a result of either full payment or reduced/eliminated payment as directed by the BCC, the lien satisfaction instrument will be provided to the property owner who shall be responsible for recording the instrument in the land records.

STAFF RECOMMENDATION:

Staff recommends that the Board approve a reduction of the subject liens on the property located at 102 Orienta Drive, Altamonte Springs, from the total amount of **\$62,500.00** to **\$1,537.64**, which represents the combined administrative costs for processing Case # 99-76A-CEB and Case # 01-89-CEB, based on the following facts:

- 1. Respondent, Timothy Juergens, and Respondent's attorney, Michelle Kane, have met with Seminole County Staff to address disposition and resolution of violations and respective liens.
- 2. Mr. Juergens brought the property into compliance.
- 3. Mr. Juergens seeks reduction of penalty because of misunderstanding as to the corrective actions recommended by the Code Enforcement Board.
- 4. Mr. Juergens claims financial hardship.

Staff further recommends that this amount (\$1,537.64) be paid in installments as set forth below, with final payment to be made **no later than January 31, 2006**, or the liens will revert back to the original total amount of \$62,500.00.

First Payment: \$512.55 To be paid by: December 15, 2005
Second Payment: \$512.55 To be paid by: January 16, 2006
Final Payment: \$512.54 To be paid by: January 31, 2006

Attachments: Case No 99-76A-CEB

Statement of Violation and Request for Hearing (9/30/99) Findings of Fact, Conclusions of Law and Order (10/28/99)

Findings of Fact, Conclusions of Law and Order (Corrected) (12/2/99) Order Finding Non-Compliance and Imposing Fine/Lien (3/23/00) Revised Order Finding Non-Compliance and Imposing Fine/Lien

(3/23/00)

Affidavit of Non-Compliance (Revised) (7/8/02)

Memorandum from County Attorney's Office regarding foreclosure on real property owned by the Respondents (1/26/04)

Affidavit of Compliance (9/26/05)

Request for Reduction of Penalty (9/30/05)

Property Appraiser Database Information

Estimate of Costs for processing Case # 99-76A-CEB and Case # 01-89-CEB (Planning Division and SCSO)

Case No. 01-89-CEB

Statement of Violation and Request for Hearing (8/10/01)

Findings of Fact, Conclusions of Law and Order (8/23/01)

Affidavit of Non-Compliance (9/21/01)

Order Finding Non-Compliance and Imposing Fine/Lien (12/6/01)

Revised Order Finding Non-Compliance and Imposing Fine/Lien (12/12/03)

Revised Order Finding Non-Compliance and Imposing Fine/Lien (12/29/03)

Amended Order Finding Non-Compliance and Imposing Fine/Lien (1/22/04)

Corrected Amended Order Finding Non-Compliance and Imposing Fine/Lien (1/22/04)

Memorandum from County Attorney's Office regarding foreclosure on real property owned by the Respondents (1/26/04)

Affidavit of Compliance (9/26/05)

Request for Reduction of Penalty (9/30/05)

Property Appraiser Database Information

Estimate of Costs for processing Case # 99-76A-CEB and

Case # 01-89-CEB (Planning Division and SCSO)

Copy of the Seminole County building permit approval for a fence (9/26/05)

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA CEB NO 99- -CEB



STATEMENT OF VIOLATION AND REQUEST FOR HEARING

Pursuant to Florida State Chapter 162, and Chapter 53 of the Seminole County Code, the undersigned Code Inspector hereby gives notice of an uncorrected violation of the Codes or Ordinances of Seminole County, as more particularly described herein, and hereby requests a public hearing before the Board.

VIOLATION OF CODE OR ORDINANCE, SECTION OR NUMBER: SEMINOLE COUNTY CODE CHAPTER 40, SECTION 40.51.

LOCATION/ADDRESS WHERE VIOLATION EXISTS: TAX PARCEL ID #23-21-29-501-0000-0340 102 ORIENTA DR, ALTAMONTE SPRINGS FL.

DISTRICT#: 4

NAME AND ADDRESS OF OWNER:

TIMOTHY F & CLAUDIA G JUERGENS

102 ORIENTA DR

ALTAMONTE SPRINGS FL 32701

DESCRIPTION OF VIOLATION: CONSTRUCTION WITHOUT THE REQUIRED PERMITS AND INSPECTION APPROVALS.

DATE VIOLATION FIRST OBSERVED:

07/21/99

DATE OF NOTICE OF VIOLATION:

08/06/99

DATE VIOLATION TO BE CORRECTED:

08/20/99

DATE OF REINSPECTION:

08/28/99

DATE 2ND NOTICE OF VIOLATION:

09/03/99

DATE VIOLATION TO BE CORRECTED:

09/17/99

DATE OF REINSPECTION:

09/28/99

RESULTS OF REINSPECTION:

THE VIOLATIONS REMAIN ON THE PROPERTY.

Based on the foregoing, the undersigned Code Inspector hereby certifies that the above described violation continues to exist, that attempts to secure compliance with the code(s) or Ordinance(s) of Seminole County have failed as aforesaid, and that the violation should be referred to the Board for a public hearing.

DATED THIS-30TH DAY OF SEPTEMBER, 1999.

JOANN DAVIDS

INSPECTOR

STATE OF FLORIDA

COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 30th day of September, 1999, by Joann Davids, who is personally known to me.

Marina & Deroles

Notary Public in and for the County and State Aforementioned

Complaint No. 99-07-1777

MARCIA L. FULLER

MY COMMISSION # CC 616323

EXPIRES: March 31, 2001

Bonded Thru Notary Public Underwriters

SEMINOLE COUNTY, a political subdivision of the State of Florida, CASE NO. 99-76A-CEB

Petitioner.

VS.

TIMOTHY F. JUERGENS CLAUDIA G. JUERGENS 102 Orienta Drive Altamonte Springs, FL 32701

Respondents.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

The Respondents are in violation of Section 40.51, Seminole County Code, as defined in Section 104.1.1, Standard Building Code, based on the following findings:

The Respondents are the owners of record of the property (Tax Parcel ID # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, Florida, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

- The Respondents are in possession/control of the property. (b)
- On July 21, 1999, a Seminole County Code Inspector inspected the property and found construction, alterations and repairs on the property without the required permits.
- On August 6, 1999, Respondents were provided notice of the violation and given until August (d) 20, 1999 to correct the violation.
- On August 28, 1999, a Seminole County Code Inspector reinspected the property and found that the violations remained on the property.
- On September 3, 1999, Respondents were again provided notice of the violation and given until September 17, 1999 to correct the violation.
- On September 28, 1999, a Seminole County Code Inspector reinspected the property and found that the violations remained on the property.

The Respondents shall correct the violations by January 15, 2000. In order to correct the violations, the Respondents shall take the following remedial action:

Obtain permits for the construction.

SEMINOLE GO., FL

If the Respondents comply with this Order by **January 15, 2000**, the Chair of the Code Enforcement Board, acting on behalf of the Code Enforcement Board, shall issue an order confirming the compliance and such order shall be recorded in the official land records of Seminole County.

If the Respondent does not comply with this order by **January 15, 2000**, then the Code Enforcement Division, acting consistent with the procedures set forth in Section 162.12, Florida Statutes, shall provide to the Respondents a copy of the Code Inspector's affidavit of non-compliance. The letter accompanying the affidavit, or the affidavit itself, shall state that the Respondents have ten (10) days from receipt to request a hearing to contest the finding of non-compliance.

If the Respondents fail to timely request a hearing to contest the determination of non-compliance with this order, then the Chair of the Code Enforcement Board, upon notification by the Code Inspector of such non-compliance, shall issue an order confirming the non-compliance and ordering the Respondents to pay a fine of \$10.00 for each day the violation continues past that date. Such order shall be recorded in the official land records of Seminole County and shall constitute a lien against the property.

If the Respondents timely request a hearing, the Code Enforcement Board shall hold a hearing at which compliance with this order is the sole issue. At the conclusion of such hearing, the Code Enforcement Board shall issue either 1) an order of compliance or 2) an order of non-compliance ordering the Respondents to pay the accrued fine for each day the violation continued past the date set for compliance and a fine of \$10.00 for each day the violation continues. Either such order shall be recorded in the official land records of Seminole County.

The Respondents must contact the Code Inspector to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue until such time as the Code Inspector inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 28th day of October, 1999, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

The Alt

CHAJR

STATE OF FLORIDA COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 28th day of October, 1999, by Jean Metts, who is personally known to me.

Marcia L. Fuller

Notary Public to and for the

County and State aforementioned.

My Commission Expires:

MARCIA L. FULLER
MY COMMISSION # CC 616323
EXPIRES: March 31, 2001
Bonded Thru Notary Public Underwriters

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 99-76A-CEB

Petitioner,

VS.

TIMOTHY F. JUERGENS CLAUDIA G. JUERGENS 102 Orienta Drive Altamonte Springs, FL 32701

Respondents.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER CORRECTED

The Respondents are in violation of Section 40.51, Seminole County Code, as defined in Section 104.1.1, Standard Building Code, based on the following findings:

(a) The Respondents are the owners of record of the property (Tax Parcel ID # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, Florida, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

- (b) The Respondents are in possession/control of the property.
- (c) On July 21, 1999, a Seminole County Code Inspector inspected the property and found construction, alterations and repairs on the property without the required permits.
- (d) On August 6, 1999, Respondents were provided notice of the violation and given until August 20, 1999 to correct the violation.
- (e) On August 28, 1999, a Seminole County Code Inspector reinspected the property and found that the violations remained on the property.
- (f) On September 3, 1999, Respondents were again provided notice of the violation and given until September 17, 1999 to correct the violation.
- (g) On September 28, 1999, a Seminole County Code Inspector reinspected the property and found that the violations remained on the property.

The Respondents shall correct the violations by **January 15**, **2000**. In order to correct the violations, the Respondents shall take the following remedial action:

Obtain permits for the construction.

If the Respondents comply with this Order by **January 15, 2000**, the Chair of the Code Enforcement Board, acting on behalf of the Code Enforcement Board, shall issue an order confirming the compliance and such order shall be recorded in the official land records of Seminole County.

If the Respondent does not comply with this order by **January 15**, **2000**, then the Code Enforcement Division, acting consistent with the procedures set forth in Section 162.12, Florida Statutes, shall provide to the Respondents a copy of the Code Inspector's affidavit of non-compliance. The letter accompanying the affidavit, or the affidavit itself, shall state that the Respondents have ten (10) days from receipt to request a hearing to contest the finding of non-compliance.

If the Respondents fail to timely request a hearing to contest the determination of non-compliance with this order, then the Chair of the Code Enforcement Board, upon notification by the Code Inspector of such non-compliance, shall issue an order confirming the non-compliance and ordering the Respondents to pay a fine of \$10.00 for each day the violation continues past that date. Such order shall be recorded in the official land records of Seminole County and shall constitute a lien against the property.

If the Respondents timely request a hearing, the Code Enforcement Board shall hold a hearing at which compliance with this order is the sole issue. At the conclusion of such hearing, the Code Enforcement Board shall issue either 1) an order of compliance or 2) an order of non-compliance ordering the Respondents to pay the accrued fine for each day the violation continued past the date set for compliance and a fine of \$10.00 for each day the violation continues. Either such order shall be recorded in the official land records of Seminole County.

The Respondents must contact the Code Inspector to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue until such time as the Code Inspector inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 2nd day of December, 1999, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

TOM HAGOOD CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 27^{TH} day of March, 2003, by Tom Hagood, who is personally known to me.

Marcia L. Fuller

Notary Public to and for the

County and State aforementioned.

My Commission Expires:



SEMINOLE COUNTY CODE ENFORCEMENT 1101 EAST FIRST STREET SANFORD, FLORIDA 32771-1468

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

SEMINOLE COUNTY, a political subdivision of the State of Florida.

Petitioner,

VS.

TIMOTHY F & CLAUDIA G JUERGENS

Respondent.

CASE NO: 99-76A-CEB

| Company | Comp

MARYANNE MORSE, CLERK OF CIRCUIT COURT
SEMINOLE COUNTY
BK 04765 PG 0901
CLERK'S # 2003054746
RECORDED 04/01/2003 02:30:42 PM
RECORDING FEES 6.00
RECORDED BY J Eckenroth

AFFIDAVIT OF NON-COMPLIANCE (REVISED)

BEFORE ME, the undersigned authority, personally appeared Joann Davids, Code Inspector for PLANNING DIVISION, who after being duly sworn, deposes and says:

- 1. That on **December 2, 1999**, the Board held a public hearing and issued its Order in the above-styled matter
- That, pursuant to said Order, Respondent was to have taken certain corrective action by or before January 15, 2000
- 3. That a re-inspection was performed on January 18, 2000
- 4. That the re-inspection revealed that the corrective action ordered by the Board has not been taken in that **Unpermitted construction remains on the property**.

FURTHER AFFIANT SAYETH NOT.

DATED this 8th day of July, 2002

pann Davids, Inspector

STATE OF FLORIDA
COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 8th day of July 2002, by Joann Davids, who is personally known to me and who did take an oath.

Notary Public in and for the County and State Aforementioned My commission expires:

AFFNON.COM

CERTIFIED COPY

CLERK OF THE

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

By: Maria & Fuller Date: 3-28-03



Deborah Leigh
MY COMMISSION # CC912138 EXPIRES
February 20, 2004
BONDED THRU TROY FAIN INSURANCE, INC.

SEMINOUS COUNTY, FL RECORL ERIFIED

2000 JUL 26 AM 8: 17

X

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 99-76A-CEB

Petitioner,

VS.

TIMOTHY F & CLAUDIA G JUERGENS,

Respondents.

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel ID #23-21-29-501-0000-0340) located at 102 Orienta Dr, Altamonte Springs, Florida, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

12.2-99

This case came on for public hearing before the Code Enforcement Board of Seminole County on the 28th day of October, 1999, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law, and Order.

Said Order found Respondents in violation of Section 40.51, Seminole County Code, as defined in Section 104.1.1 of the Standard Building Code.

Said Order required Respondents to take certain corrective action by January 15, 2000.

Said Order stated that a fine of \$10.00 per day would be imposed if Respondents did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of January 15, 2000, has been filed with the Board by the Code Inspector, which Affidavit certifies under oath that the required action has not been taken as ordered.

12.2.99

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated October 28, 1999, the Board orders that a fine of \$680.00 (total accrued fine up until hearing) is imposed against the property for each day the violation has continued past the date set for

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compliance and a fine of \$10.00 per day is ordered against the property for each day the violation continues past January $5\sqrt{2000}$.

The Respondents must contact the Code Inspector to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Inspector inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 23rd day of March, 2000, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 23rd day of March, 2000, by Jean Metts, who is personally known to me.

Marcia L. Fuller
Notary Public to and for the

Notary Public to and for the County and State aforementioned. My Commission Expires:

juergens.lien





MARYANNE ...JRSE, CLERK OF CIRCUIT COURT SEMINOLE COUNTY
BK 04784 PG 1000
CLERK'S # 2003064185
RECORDED 04/17/2003 08:43:05 AM
RECORDING FEES 10.50

CODE ENFORCEMENT BORDED BY J Eckenroth SEMINOLE COUNTY, FLORIDA

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 99-76A-CEB

Petitioner,

VS.

TIMOTHY F & CLAUDIA G JUERGENS,

Respondents.

REVISED ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel ID #23-21-29-501-0000-0340) located at 102 Orienta Dr, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the 2nd day of December, 1999, after due notice to the Respondents The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law, and Order.

Said Order found Respondents in violation of Section 40.51, Seminole County Code, as defined in Section 104.1.1 of the Standard Building Code.

Said Order required Respondents to take certain corrective action by January 15, 2000.

Said Order stated that a fine of \$10.00 per day would be imposed if Respondents did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of January 15, 2000, has been filed with the Board by the Code Inspector, which Affidavit certifies under oath that the required action has not been taken as ordered.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated December 2, 1999, the Board orders that a fine of \$680.00 is imposed against the property for each day the violation has continued past the date set for compliance and a fine of \$10.00 per day is ordered against the property for each day the violation continues past January 15, 2000.

The Respondents must contact the Code Inspector to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Inspector inspects the property and establishes the date of compliance.

CASE NO 99-76A-CEB TIMOTHY F & CLAUDIA G JUERGENS

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 23rd day of March, 2000, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

EAN METTS, VICE CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 8th day of April, 2003, by Jean Metts, who is personally known to me.

Marcia L. Fuller

Notary Public to and for the

County and State aforementioned.

My Commission Expires:

juergens.lien



CERTIFIED COPY

CLERK OF THE

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

By: Maxilly & Sully

Date: 4-15-03

IR BOOK 04784 PAGE 100



COUNTY ATTORNEY'S OFFICE MEMORANDUM

To:

Connie DeVasto, Clerk to the Code Enforcement Board

From:

Karen Consalo, Assistant County Attorney, Ext. 7254

Date:

January 26, 2004

Subject:

Juergens Foreclosure

I received the Juergens file that you sent to me regarding possible foreclosure of their real property. Attached is the Property Appraiser's record information for the Juergens' property. Unfortunately, the Property Appraiser indicates that the property is a homestead. Therefore, under Florida law, the County cannot foreclose on this real property.

Please call me if you have any further questions in regard to this case or in regard to researching homestead exemptions.

KC Attachment Property Appraiser Record CEB file

P:\Users\kconsalo\MYDOCS\ORD\DeVasto reJuergens.doc

01-26-04P04:18 RCVD

SEMINOLE COUNTY, a Political Subdivision of the State of Florida,

CASE NO. 99-76A-CEB

Petitioner

Vs.

TIMOTHY F. & CLAUDIA G. JUERGENS PARCEL I.D. # 23-21-29-501-0000-0340

Respondents.

AFFIDAVIT OF COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Deborah Leigh, Senior Code Enforcement Officer for Seminole County, who, after being duly swom, deposes and says:

- 1. That on December 2, 1999, the Board held a public hearing and issued its Order in the above-styled matter.
- 2. That, pursuant to said Order, the Respondent was to have taken certain corrective action by or before January 15, 2000.
- 3. That a re-inspection was performed and the Respondent was in compliance on September 26, 2005.
- 4. That the re-inspection revealed that the corrective action ordered by the Board has been taken in that a permit has been obtained for the fence.

FURTHER AFFIANT SAYETH NOT

DATED this 26th day of September, 2005.

Deborah Leigh,

Senior Code Enforcement Officer

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 26th day of September 2005, by Deborah Leigh, who is personally known to me and who did take an oath.

SARAH KERSEY

MY COMMISSION # DD469525

EXPIRES: Sept. 7, 2009

(407) 398-0153 Florida Notary Service.com

Notary Public In and for the County and State aforementioned

SEMINOLE COUNTY CEB CASE NO. 05-23-CEB 61-89 CEB, 99-76-A-CEB REQUEST FOR REDUCTION OF PENALTY

BY COMPLETING THIS FORM, YOU ARE MAKING STATEMENTS UNDER OATH

INSTRUCTIONS: Please fill in both sides of this form completely. Be specific when writing your statement. Please return this form to the Secretary of the Code Enforcement Board. The Petition will then be presented at the next regularly scheduled meeting and you will be notified in writing of the Board's decision within 10 days after the hearing. If you are claiming medical or financial hardship, attach supporting documentation (i.e., a doctor's statement or proof of income). If you have any questions, please call the Secretary at 407-665-7403.

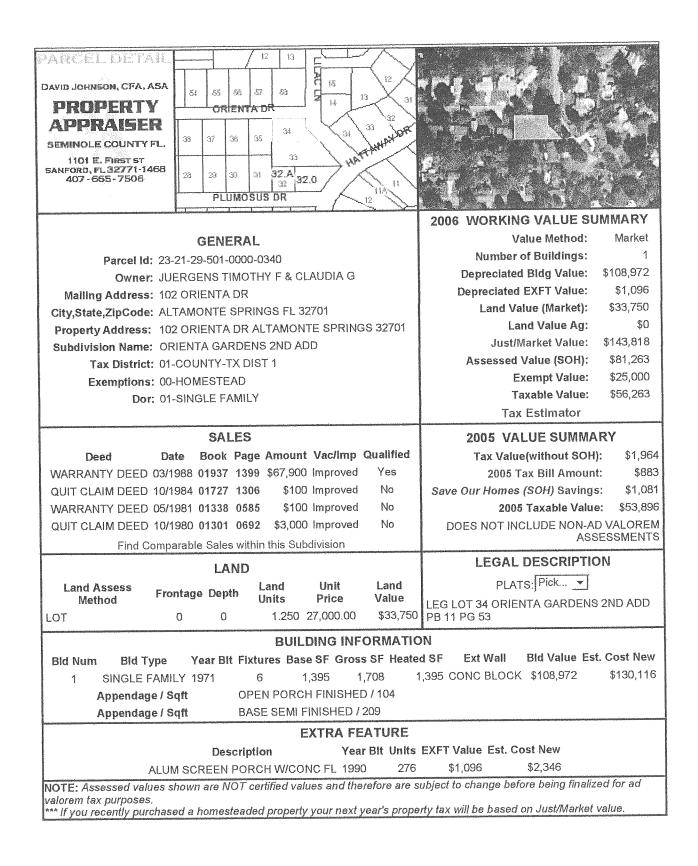
Property Owner's Name TIMOTHY F. JUERGIUS C	CLAUDIA	G. JUERGIN
Property Address 102 Orienta Drive, Altamor	to Sprin	95, FL
Phone number where you can be reached during the day $\overline{4}$	07-733-0	374 32 101
Is the property now in compliance? Yes		
	27	
Are you claiming a financial hardship? Yes	140	
Are you claiming a medical hardship? Yes		
If the property owner is unable to complete this form, name of the person who is authorized to act for the Pro Owner and their relationship to the Property Owner:	list the perty	

Touth luggains	do horeby submit this
I, Timothy Juergins Petition in request for a reduct	ion in the total amount of
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Said-10/201 2005	
Date NOVIPPRIVER	Signed:
Date: September 30, 2005	Signed: Juerains
Date:) () () () () () () () () ()	Print Name: Imothy Juergins
Date: OF WILMORI 30, 2000	Print Name: Imothy Juergins
Date:)(1/1/100)	Print Name: Timothy Juergins
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State of Florida County of Seminole	Print Name: Timothy Juergins
State of Florida County of Seminole	Print Name: IIMOING ONE TOTAL
State of Florida County of Seminole PERSONALLY appeared before me,	the undersigned authority duly
State of Florida County of Seminole PERSONALLY appeared before me,	the undersigned authority duly
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State of Florida County of Seminole PERSONALLY appeared before me, authorized to administer oaths , what we acknowledged before me that the	the undersigned authority duly and take acknowledgments, to first being duly sworn, to information contained herein is
State of Florida County of Seminole PERSONALLY appeared before me, authorized to administer oaths acknowledged before me that the true and correct. He/she is no produced for Days (CLA) Cooks oath.	the undersigned authority duly and take acknowledgments, no first being duly sworn, information contained herein is be personally known to me and has as identification and did take an
State of Florida County of Seminole PERSONALLY appeared before me, authorized to administer oaths acknowledged before me that the true and correct. He/she is no produced for Days (CLA) Cooks oath.	the undersigned authority duly and take acknowledgments, no first being duly sworn, information contained herein is a presentably known to me and has

Notary Public
My Commission Expires:

Date: 30 Sept. 2005

Karen Mathews
My Commission DD144950
Expires August 26, 2006



Estimate of Costs Case # 99-76A-CEB and Case # 01-89-CEB Timothy F. and Claudia G. JUERGENS

<u>Postage</u>		Case # 99-	-76A-CEB		Case # 0	11-89-CEB	
Regular	16 @ \$0	property and the second second second second	\$5.92	12 @ \$	0.37	4.44	
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Code Enforcement and BCC Action	1	Case # 99	764 CED		Caco # (1-89-CEB	
	O haven		\$25.00	2 hours	\$12.50	\$25,00	
Code Board Secretary	2 hours	\$ 12.50 \$100.00	\$25.00	1 hour	\$12.50	\$100.00	
Code Board Attorney	1 hour			2 hours	\$40.00	\$80,00	
Planning Manager's Review	2 hours	\$ 40.00	\$80,00	∠ nours	φ 4 0.00	Ψου.υυ	
Planning and Development Director's Review	1 hour	\$ 50.00	\$50.00	1 hour	\$50.00	\$50,00	
Deputy County Manager's	I HOUI	φ 30.00	\$30.00	HIUUI	ψυυ.υυ	Ψυυ,υυ	
Review	1 hour	\$ 60.00	\$60.00	1 hour	\$60.00	\$60.00	
			<u> </u>				
County Attorney's Review	1 hour	\$100.00	\$100.00 \$415.00	1 hour	\$100.00	\$100.00 \$415.00	\$830.00
	A		\$415.00			\$415.00	φυσυ,συ
		- 11 mm		T		M CO OFF	
	1	Case # 99	-76A-CEB	<u> </u>	Case # ()1-89-CEB	
Other associated costs not						Ta para de la casa de	
captured: Fleet expense, Phone							
expense, Utilities, Computer			N/C			N/C	
Support Costs for Recording Documents -			14/0			14/0	
# of first page docs - 10 # of							
additional page docs - 4							
(\$10.00 first page, \$8.50 each additional							
page)			\$131.00			\$104.00	\$235.00
ESTIMATED COST FOR							
PROCESSING by the							
Seminole County Sheriff's Office			\$222.53			\$182.07	\$404.60
TOTAL COMBINED C	No. of the same						\$1537.64

CEB NO. 01- 89 -CEB

STATEMENT OF VIOLATION AND REQUEST FOR HEARING

Pursuant to Florida State Chapter 162, and Chapter 53 of the Seminole County Code, the undersigned Code Inspector hereby gives notice of an uncorrected violation of the Codes or Ordinances of Seminole County, as more particularly described herein, and hereby requests a public hearing before the Board.

VIOLATION OF CODE OR ORDINANCE, SECTION OR NUMBER: Section 30.202 and 20.203 of the Seminole County Land Development Code

LOCATION/ADDRESS WHERE VIOLATION EXISTS: Lot 34, Orienta Gardens, 2nd Addition, PB 11, Pg 53, located at 102 Orienta Drive

District #: 4

NAME AND ADDRESS OF PROPERTY OWNER:

Timothy F. & Claudia G. Juergens

102 Orienta Dr.

Altamonte Springs, Fl 32701

DESCRIPTION OF VIOLATION: Operation of a business, an extension of a business, using residence as meeting place for employees, storage/keeping commercial equipment and bringing debris to residence from job sites to dispose of is not a permitted or conditional use in the R-1A zone.

DATE VIOLATION FIRST OBSERVED:

May 23, 2001

DATE OF NOTICE OF VIOLATION:

July 9, 2001

DATE VIOLATION TO BE CORRECTED:

July 23, 2001

Based upon the foregoing, the undersigned Code Inspector hereby certifies that the above described violation continues to exist, that attempts to secure compliance with the Code(s) or Ordinance(s) of Seminole County have failed as aforesaid, and that the violation should be referred to the Board for a public hearing.

DATED THIS 10th DAY OF August 2001

Deborah Leigh, Inspector

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 10th day of August 2001, by Deborah Leigh who is personally known to me.

Notary Public in and for the County and State

Notary Public in and for the County and State Aforementioned

JMPLAINT NO. 01-7055 STMT01CEB My commission expires:

MARCIA L. FULLER
MY COMMISSION # DD 014731
EXPIRES: April 2, 2005
Bonded Thru Notary Public Underwriters

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 01-89-CEB

Petitioner,

VS.

TIMOTHY F & CLAUDIA G JUERGENS 102 ORIENTA DRIVE ALTAMONTE SPRINGS, FLORIDA 32701

Respondents.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

The Respondents are in violation of Section 30.201 and 30.203 of the Seminole County Land Development Code, based on the following findings:

(a) The Respondents are the owners of record of the property (Tax Parcel ID #23-21-29-0000-0340) located at 102 Orienta Drive, Altamonte Springs, Florida, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

- (b) The Respondents are in possession/control of the property.
- (c) On May 23, 2000, a Seminole County Code Inspector inspected the property and found the operation of a business, an extension of a business, using residence as meeting place for employees, storage/keeping commercial equipment and bring debris to residence from job sites to dispose of is not a permitted or conditional use in the R-1A zone.
- (d) On May 23, 2001, Respondents were provided notice of the violation and given until July 23, 2001 to correct the violation.

The Respondents shall correct the violation by September 19, 2001. In order to correct the violation, the Respondents shall take the following remedial action:

CEASE THE OPERATION OF A BUSINESS, USING RESIDENCE AS A MEETING PLACE FOR EMPLOYEES, STORAGE/KEEPING COMMERCIAL EQUIPMENT AND BRINGING DEBRIS TO RESIDENCE FROM JOB SITES TO DISPOSE. THESE ARE NOT PERMITTED OR CONDITIONAL USES IN THE R-1A ZONE.

If the Code Inspector files an affidavit with the Code Enforcement Board stating that the Respondents have complied with this Order by the date set for compliance, then the Code Enforcement Board shall at a subsequent meeting issue an order confirming the compliance. The order shall be recorded in the official land records of Seminole County. A hearing is not required for the Code Enforcement Board to issue the order acknowledging compliance.

If the Code Inspector files an affidavit with the Code Enforcement Board stating that the Respondents did not comply with this Order by the date set for compliance, then the Code Enforcement Board shall at a subsequent meeting issue an order confirming the non-compliance and ordering the Respondents to pay a fine of \$150.00 for each day the violation continues past the date set for compliance. Such order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents. A hearing is not required for the Code Enforcement Board to issue the order imposing the fine/lien.

The Respondents must contact the Code Inspector to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Inspector inspects the property and verifies compliance with this Order.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 23rd day of August, 2001, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

JEAN METTS, CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 23^{AD} day of August, 2001, by Jean Metts, who is personally known to me.

Marcia L. Fuller

Notary Public to and for the

County and State aforementioned.

My Commission Expires:

Order.juergens





SEMINOLE COUNTY, a political subdivision of the State of Florida.

Petitioner,

VS.

Timothy F. & Claudia G. Juergens,

Respondent.

CASE NO. 01-89-CEB

MARYANNE MORSE, CLERK OF CIRCUIT COURT SEMINOLE COUNTY

FW 14715 PG 1418

CLERVK'S # 2001775214

RECORDED 11/07/2001 09:54:28 AM
RECORDING FEES 0.00
RECORDED BY L Woodley

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared **Deborah Leigh,** Code Inspector for **PLANNING**, who after being duly sworn, deposes and says:

- 1. That on **August 23, 2001**, the Board held a public hearing and issued its Order in the above-styled matter.
- 2. That, pursuant to said Order, Respondent was to have taken certain corrective action by or before **September 19, 2001.**
- That a re-inspection was performed on September 21, 2001.
- 4. That the re-inspection revealed that the corrective action ordered by the Board has not been taken in that operation of a business, using residence as a meeting place for employees, storage/keeping commercial equipment and bringing debris to residence from job sites are still being conducted at the residence.

FURTHER AFFIANT SAYETH NOT.

DATED this 21st day of September 2001.

Deborah Leigh, Code Enforcement

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 21st day of September 2001, by Deborah Leigh, who is personally known to me and who did take an oath.

Notary Public in and for the County and State Aforementioned My commission expires:

AFFNON.COM





SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 01-89-CEB

Management of the control of the con

Petitioner,

VS.

TIMOTHY F & CLAUDIA G JUERGENS,

Respondents.

MARYANNE MORSE, CLERK OF CIRCUIT COURT SEMINOLE COUNTY
BK 04253 PG 1030
CLERK'S # 2001796729
RECORDED 12/28/2001 09:29:11 AM
RECORDING FEES 10.50
RECORDED BY L Woodley

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel ID #23-21-29-501-0000-0340) located at 102 Orienta Dr, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the 23rd day of August, 2001, after due notice to the Respondents The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law, and Order (Order).

Said Order found Respondents in violation of Section 30.202 & 30.203, Seminole County Land Development Code.

Said Order required Respondents to take certain corrective action by September 19, 2001 required compliance).

Said Order stated that a fine of \$25.00 per day would be imposed if Respondent did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of September 21, 2001, has been filed with the Board by the Code Inspector, which Affidavit certifies under oath that the required action has not been taken as ordered.

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated August 23, 1998, the Board orders that a fine of \$11,500.00 is imposed against the property for each day the violation has continued past the date set for compliance and a fine of \$150.00 per day is ordered against the property for each day the violation continues past August 23, 2001.

The Respondent must contact the Code Inspector to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Inspector inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 6th day of December, 2001, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINQLE COUNTY, FLORIDA

JEAN METTS, CHAIR

STATE OF FLORIDA COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 6th day of December, 2001, by Jean Metts, who is personally known to me.

Marcia L. Fuller

Notary Public to and for the County and State aforementioned.

My Commission Expires:





SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 03-89-CEB

Petitioner,

VS.

TIMOTHY F. & CLAUDIA G. JUERGENS

Respondent(s).

REVISED ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the August 23, 2001, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Land Development Code, Section 30.202 & 30.203.

Said Order required Respondent to take certain corrective action by September 19, 2001.

Said Order stated that a fine of \$150.00 per day would be imposed if Respondent did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of September 21, 2001, has been filed with the Board by the Code Officer. Said Affidavit certifies under oath that the required corrective action at this location has not been obtained.

MARYANNE MORSE, CLERK OF CIRCUIT COURT CLERK OF SEMINOLE COUNTY BK O5147 PGS 1136-1137 TLE NUM 2003227698 KECORDED 12/24/2003 02:05:51 PM RECORDING FEES 10.50 RECORDED BY J Eckenroth

100 March 1997 | 100 Ma

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated August 23, 2001, the Board orders that a fine of \$11,500.00 is imposed against the property for each day the violation has continued past the date set for compliance and a fine of \$150.00 per day is ordered against the property for each day the violation continues past August 23, 2001.

The Respondent must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

The Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 12th day of December, 2003, in Seminole County, Florida.

> CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

STATE OF FLORIDA COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 12th day of December,

2003, by Tom Hagood, who is personally known to me.

CERTIFIED COPY

CLERK OF THE

CODE ENFORCEMENT BOARD

Revised.Lien.non-comply.JUERGENS

Notary Public to and for the

County and State aforementioned.

My Commission Expires



Connie R. DeVasto August 17, 2004 BONDED THRU TROY FAIN INSURANCE, INC.

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO. 01-89-CEB

Petitioner,

VS.

TIMOTHY F. & CLAUDIA G. JUERGENS

Respondent(s).

REVISED ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the August 23, 2001, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Land Development Code, Section 30.202 & 30.203.

Said Order required Respondent to take certain corrective action by September 19, 2001.

Said Order stated that a fine of \$150.00 per day would be imposed if Respondent did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of September 21, 2001, has been filed with the Board by the Code Officer. Said Affidavit certifies under oath that the required corrective action at this location has not been obtained.

MARYANNE MORSE, CLERK OF CIRCUIT COURT
CLERK OF SEMINOLE COUNTY
PK 05177 PGS 1782-1783
LE NUM 2004011893
KECORDED 01/26/2004 03:03:05 PM
RECORDING FEES 10.50
RFCORDED BY J Eckenroth

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated August 23, 2001, the Board orders that a fine of \$11,500.00 is imposed against the property for each day the violation has continued past the date set for compliance and a fine of \$150.00 per day is ordered against the property for each day the violation continues past August 23, 2001.

The Respondent must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

The Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 29th day of December, 2003, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

TOM HAGOOD, CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 29th day of December,

2003, by Tom Hagood, who is personally known to me.

Connie R. DeVasto

Notary Public to and for the

County and State aforementioned.

Connie R. DeVasto MY COMMISSION # CC961768 EXPIRES August 17, 2004 BONDED THRU TROY FAIN INSURANCE, INC.

My Commission Expires

Revised.Lien.non-comply JUERGENS

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

By: Conner R Delast

2

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO 01-89-CEB

Petitioner,

VS.

TIMOTHY F. & CLAUDIA G. JUERGENS

Respondent.	
-------------	--

AMENDED ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the August 23, 2001, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Land Development Code, Section 30.202 & 30.203.

Said Order required Respondent to take certain corrective action by September 19, 2001.

Said Order stated that a fine of \$150.00 per day would be imposed if Respondent did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of September 21, 2001, has been filed with the Board by the Code Officer. Said Affidavit certifies under oath that the required corrective action at this location has not been obtained.

MARYANNE MORSE, CLERK OF CIRCUIT COUNTY

PK 05188 PGS 0370-0371

LE NUM 2004017685

ktCORDED 02/05/2004 10:31:52 AM

RECORDING FEES 10.50

RECORDED BY G Harford

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated August 23, 2001, the Board hereby imposes a fine in the amount of \$128,100.00 for 854 days of non-compliance at \$150.00 per day from September 20, 2001 through and including January 22, 2003.

The Board further orders that the daily fine be increased to \$250.00 per day effective January 23, 2004 against the property and will continue to accrue at \$250.00 per day until compliance is obtained.

The Respondent must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 22nd day of January, 2004, in Seminole County, Florida.

> CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

TOM HAGOOD, CHAIR

STATE OF FLORIDA COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 25th day of January,

2004, by Tom Hagood, who is personally known to me.

Connie R. DeVasto, Notary Public to and for the County and State

aforementioned.

My Commission Expires:

CERTIFIED COPY CLERK OF THE CODE ENFORCEMENT BOARD

Connie R. DeVasto MY COMMISSION # CC961768 EXPIRES August 17, 2004

SEMINOLE COUNTY, a political subdivision of the State of Florida,

CASE NO 01-89-CEB

Petitioner,

VS.

TIMOTHY F. & CLAUDIA G. JUERGENS

Respondents

CORRECTED AMENDED ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 23-21-29-501-0000-0340) located at 102 Orienta Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 34 ORIENTA GARDENS 2ND ADD PB 11 PG 53

This case came on for public hearing before the Code Enforcement Board of Seminole County on the August 23, 2001, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Land Development Code, Section 30.202 & 30.203.

Said Order required Respondents to take certain corrective action by September 19, 2001.

Said Order stated that a fine of \$150.00 per day would be imposed if Respondents did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance bearing the date of September 21, 2001, has been filed with the Board by the Code Officer. Said Affidavit certifies under oath that the required corrective action at this location has not been obtained.

MARYANNE MORSE, CLERK OF CIRCUIT COURT CLERK OF SEMINOLE COUNTY BK 05717 PGS 0248-0249 TLE NUM 2005075846 MCCORDED 05/09/2005 03:15:46 PM RECORDING FEES 18.50 RECORDED BY G Harford Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated August 23, 2001, the Board hereby imposes a fine in the amount of \$128,100.00 for 854 days of non-compliance at \$150.00 per day from September 20, 2001 through and including January 22, 2003 2004.

The Board further orders that the daily fine be increased to \$250.00 per day effective January 23, 2004 against the property and will continue to accrue at \$250.00 per day until compliance is obtained.

The Respondents must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 22nd day of January, 2004, in Seminole County, Florida.

CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

TOM HAGOOD CHAIR

STATE OF FLORIDA (COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 28th day of April, 2005, by Tom Hagood, who is personally known to me.

CERTIFIED COPY CLERK OF THE

CODE ENFORCEMENT BOARD

SEMINDLE COUNTY, FLORIDA

Date: 5 2 05

Connie R. DeVasto, Notary Public to and for the County and State aforementioned.

My Commission Expires:

CONNIE R. DEVASTO
MY COMMISSION # DD 310913
EXPIRES: August 17, 2008
#conded Thru Notary Public Underwriters



COUNTY ATTORNEY'S OFFICE MEMORANDUM

To:

Connie DeVasto, Clerk to the Code Enforcement Board

From:

Karen Consalo, Assistant County Attorney, Ext. 7254

Date:

January 26, 2004

Subject:

Juergens Foreclosure

I received the Juergens file that you sent to me regarding possible foreclosure of their real property. Attached is the Property Appraiser's record information for the Juergens' property. Unfortunately, the Property Appraiser indicates that the property is a homestead. Therefore, under Florida law, the County cannot foreclose on this real property.

Please call me if you have any further questions in regard to this case or in regard to researching homestead exemptions.

KC Attachment Property Appraiser Record CEB file

P:\Users\kconsalo\MYDOCS\ORD\DeVasto reJuergens.doc

01-26-04P04:16 RCVD

SEMINOLE COUNTY, a Political Subdivision of the State of Florida,

CASE NO. 01-89-CEB

Petitioner

Vs.

TIMOTHY F. & CLAUDIA G. JUERGENS PARCEL I.D. # 23-21-29-501-0000-0340

Respondents.

AFFIDAVIT OF COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Deborah Leigh, Senior Code Enforcement Officer for Seminole County, who, after being duly sworn, deposes and says:

- 1. That on August 23, 2001, the Board held a public hearing and issued its Order in the above-styled matter.
- 2. That, pursuant to said Order, the Respondent was to have taken certain corrective action by or before September 19, 2001.
- 3. That documentation presented by Respondent was sufficient to establish compliance as of June 25, 2002.
- 4. That the documentation presented revealed that the business had been relocated to Winter Park.

FURTHER AFFIANT SAYETH NOT

DATED this 26th day of September, 2005.

Deborah Leigh,

Senior Code Enforcement Officer

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 26th day of September 2005, by Deborah Leigh, who is personally known to me and who did take an oath.



Notary Public in and for the County and State aforementioned

SEMINOLE COUNTY CEB CASE NO. <u>05-23-CEB</u> -01-89 CEB, 99-76-A-CEB REQUEST FOR REDUCTION OF PENALTY

BY COMPLETING THIS FORM, YOU ARE MAKING STATEMENTS UNDER OATH

INSTRUCTIONS: Please fill in both sides of this form completely. Be specific when writing your statement. Please return this form to the Secretary of the Code Enforcement Board. The Petition will then be presented at the next regularly scheduled meeting and you will be notified in writing of the Board's decision within 10 days after the hearing. If you are claiming medical or financial hardship, attach supporting documentation (i.e., a doctor's statement or proof of income). If you have any questions, please call the Secretary at 407-665-7403.

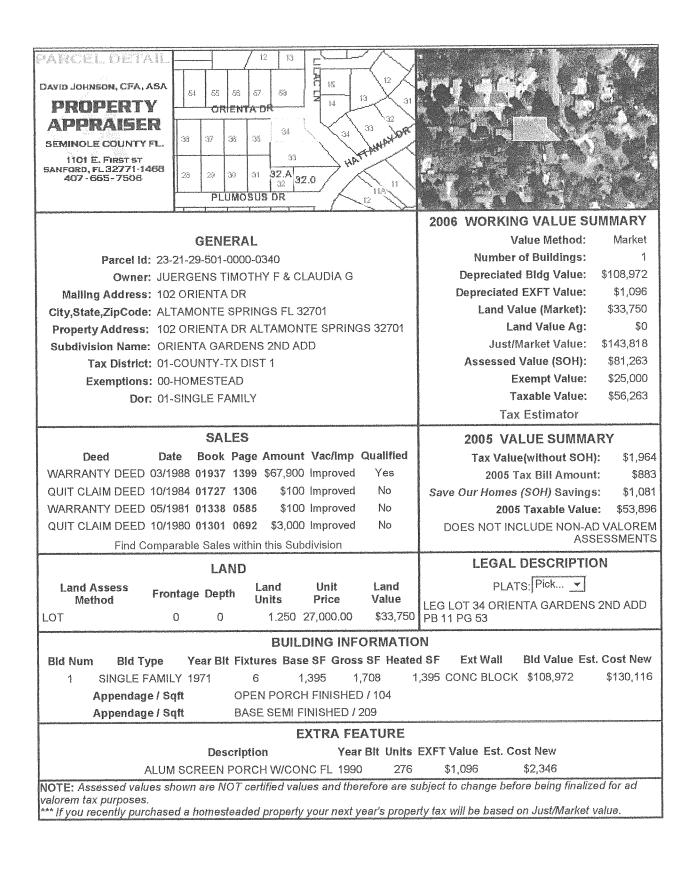
Property Owner's Name TIMUTHY F. JUERGINS C CLAUDIA G. JUERGIN
Property Address 102 Orienta Drive, Altamonto Springs, FL Phone number where you can be reached during the day 407-733-0374
Is the property now in compliance? Yes No (If
Are you claiming a financial hardship? Yes No
If the property owner is unable to complete this form, list the name of the person who is authorized to act for the Property Owner and their relationship to the Property Owner:

Timothy Juergins, do hereby submit this
I, Timothy Juergins, do hereby submit this Petition in request for a reduction in the total amount of penalty imposed and in support, offer the following statement:
My property has been in compliance
My property has been in compliance but due to misunderstanding + communication
in and what
issues, we did not fully understand what paperwork needed to be provided to have
paperwort preach to be provided. Con inscribe
been working with the Country for months to resolve these problems and have
to resolve these problems and name
finally clone so.
A STATE OF THE STA
ESTANCE OF THE SECOND SECTION OF THE SECOND SEC
A property of the second secon
Date: September 30, 2005 signed:
Print Name: Timothy Juergins
State of Florida County of Seminole
PERSONALLY appeared before me, the undersigned authority duly authorized to administer oaths and take acknowledgments, who first being duly sworn,
acknowledged before me that the information contained herein is true and correct. He/she is not personally known to me and has produced for Day as identification and did take an oath.

Date: 30 Sept. 2005

Notary Public
My Commission Expires:

Karen Mathews
My Commission DD144950
Expires August 26, 2006



Estimate of Costs Case # 99-76A-CEB and Case # 01-89-CEB Timothy F. and Claudia G. JUERGENS

<u>Postage</u>	***************************************	Cana # 00)-76A-CEB	1	Caro # (1-89-CEB	
		ACADISATION PROTECTION OF THE PROPERTY OF THE POWER OF TH	\$5.92	12 @ \$	AND THE PROPERTY OF THE PROPER	4.44	
Regular Certified/RRR	16 @ \$0		\$44.42			13.26	
Certilled/RRR	10 @ \$4	+.42		3@3	94.42	\$17.70	\$68,04
			00.04			Ψ11.10	Ψ0.03
Processing Time for							
Code Enforcement and BCC Action	The second second						
Joac Liner coment and Boo Autor	<u> </u>	Case # 99)-76A-CEB		Case # ()1-89-CEB	
Code Board Secretary	2 hours	\$ 12.50		2 hours	\$12.50	\$25.00	
Code Board Attorney	1 hour	\$100.00		1 hour	\$100.00	\$100.00	
Planning Manager's Review	2 hours	\$ 40.00		2 hours	\$40.00	\$80.00	
Planning and Development							
Director's Review	1 hour	\$ 50.00	\$50.00	1 hour	\$50.00	\$50.00	
Deputy County Manager's							
Review	1 hour	\$ 60.00	\$60.00	1 hour	\$60.00	\$60.00	
County Attorney's Review	1 hour	\$100.00	\$100.00	1 hour	\$100.00	\$100.00	
			\$415.00			\$415.00	\$830.00
		Case # 99	9-76A-CEB		Case # ()1-89-CEB	
Other associated costs not							
captured: Fleet expense, Phone							
expense, Utilities, Computer							
Support			N/C		er maken derkammen kanna di elikammen med kalen kennen samban dire	N/C	
Costs for Recording Documents -							
# of first page docs - 10 # of							
additional page docs - 4 (\$10.00 first page, \$8.50 each additional							
page)			\$131.00			\$104.00	\$235.00
J. St.							
ESTIMATED COST FOR							
PROCESSING by the				- Andrews			
Seminole County Sheriff's Office			\$222.53			\$182.07	\$404.60
	 			<u> </u>			
TOTAL COMBINED CO	OCTE	OD DE	OCEC	SINIC			\$1537.64

SEMINOLE COUNTY SHERIFF'S OFFICE Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs Case# 99-76A-CEB - Juergens

The Seminole County Sheriff's Office requests that the Department of Planning and Development petition the Board of County Commission to enter an order requiring the Respondent in the above-styled case to pay the costs of investigation incurred by this office during the investigation and presentation of said case. The below items detail the activities and associated costs for investigating this case.

Code Enforcement Officer: Deborah Leigh

DATE	PERSONNEL ACTIVITY	HOURS		
7-1-99 to Present	18 Inspections performed on the property			
12-2-99	Presentation of case to Code Enforcement Board	.5		
3-3-00	Presentation of case to Code Enforcement Board for Lien	.25		
5-19-05	Presentation of case to Code Enforcement Board for foreclosure			
9-30-05	Meeting with County personnel, Mr. Juergens and his attorney Michelle Kane			
	TOTAL HOURS	11		
		x \$20.23		
	TOTAL PERSONNEL COSTS	\$ 222.53		

DATE	TANGIBLE GOODS OR SERVICES	C	OST
1.			
2.			
3.			
4.			
	TOTAL TANGIBLE AND/OR SERVICE COSTS	\$	00

The Seminole County Sheriff's Office has incurred actual costs in the amount of \$ 222.53 during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$20.23 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

Signature of Code	Enforcement Office	r: Debora	htu	igh	Date/0/18	05
Attested to this	F) -	χ	2005, by	015 8	Blatch	Dest
					U	

SEMINOLE COUNTY SHERIFF'S OFFICE Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs Case# 01-89-CEB - Juergens

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PERSONNEL ACTIVITY

HOURS

.75

00

TOTAL TANGIBLE

AND/OR SERVICE COSTS

Code Enforcement Officer: Deborah Leigh

16 Inspections performed on the property

Presentation of case to Code Enforcement Board

DATE

7-21-99 to Present

8-23-01

12-06-01	Presentation of case to Code Enforcement Board for Lien		
		TOTAL HOURS	9
	· · · · · · · · · · · · · · · · · · ·		
			x \$20.23
		TOTAL PERSONNEL	
		COSTS	\$ 182.07
	·		
DATE	TANGIBLE GOODS OR SERVICES		COST
1.			
2.			and the state of t
3.			
J.			
4.			
••			1

The Seminole County Sheriff's Office has incurred actual costs in the amount of \$ 182.07 during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$20.23 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

2005, by

Signature of Code Enforcement Officer:

go!

10/28/2005 9:00:07 AM

PLANNING & DEVELOPMENT

BUILDING

Permit Application Lookup Results

THE FOLLOWING INFORMATION IS UPDATED NIGHTLY.

APPLICATION NUMBER: 17607 (View inspections associated with this application)

Address: 102 ORIENTA DR ALTAMONTE SPRINGS 32701

Subdivision Name: ORIENTA GARDENS 2ND ADD

Application Type: FENCE/WALL
Application Date: 09/26/2005
Application Status: APPROVED

Fees Owed: \$0.00

APPLICATION STEPS

PLEASE CALL (407) 665-7050 IF YOU HAVE QUESTIONS ABOUT THIS APPLICATION

I PERMITTING MAIN PAGE - APPLICATION LOOKUP - INSPECTION LOOKUP 1

TERMINATION AND ARTEST AND LOCKED						
AGENCY	DATE IN	DATE OUT	STATUS	REVIEWED BY		
ZONING	09/26/2005	09/26/2005	APPROVED	MICHELLE CAHILL		



PLEASE NOTE When applications are first submitted, extra steps will possibly show here that will NOT need to be completed. They will be taken out soon after the initial input of this application.

RESOURCES

Department Main Page

- Customer Survey
- Fi Fee Calculators
- ☐ Seminole SCI.NET

DIVISIONS

□ Building

- ☐ Adopted Codes
- ☐ Announcements
- ☐ Contacts
- ☐ Forms and Applications
- □ Permitting

Application Lookup

- ◆ Commercial Flowchart
- + Commercial Submittal
- +Common Questions
- + Consultants and Contractors
- *Fees
- ◆ Fire Flowchart
- ♦ Fire Submittal
- *Forms
- Inspection Lookup
- * Other Information
- * Request Inspection
- ◆ Residential Flowchart
- * Residential Submittal
- **⊞** Community Resources
- **Planning**

CONTACT INFORMATION Building

1101 East First Street Sanford, FL 32771 View Map Phone: (407) 665-7050

More Contacts
Hours: Mon-Fri 7:30-5:00PM

** Permit Applications submitted after 4:30PM will be

processed the following day.
** On Tuesdays, Homeowners

make appointment for 5-7PM

Planning and Development